

IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF PENNSYLVANIA

RENEE ZINSKY,

Plaintiff,

vs.

MICHAEL RUSSIN, RUSSIN FINANCIAL,
RUSSIN GROUP, SIMON ARIAS, III, ARIAS
AGENCIES, S.A. ARIAS HOLDINGS, LLC,
AMERICAN INCOME LIFE INSURANCE
COMPANY,

Defendants.

Civil Action

No. 2:22-cv-547

**PLAINTIFF'S MOTION FOR LEAVE TO
FILE SUR-REPLY TO DEFENDANT
AMERICAN INCOME LIFE INSURANCE
COMPANY'S REPLY TO RESPONSE
MOTION TO CONFIRM ARBITRATION
AWARD**

FILED ON BEHALF OF PLAINTIFF

Counsel of Record for This Party:

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AND NOW comes Plaintiff, Renee Zinsky, by and through her attorneys, Amy
Williamson, Esquire, John R. Kane, Esquire and the law firm of Savinis, Kane, & Gallucci,
L.L.C. and files the following response:

1. Given AIL’s Reply, it appears as though there are still areas of disagreement, but also areas of commonality. The ability to file a sur-reply would aid the parties and the Court in resolving this dispute and, at least, in minimizing the issues before the Court that need resolution.
2. AIL’s reply raises the question of “alternative relief to resolve the federal action against AIL.” Plaintiff’s sur-reply would attach an alternative order of court reflecting that all claims had been dismissed at arbitration, without going beyond the confines of the arbitration proceeding and the panel’s ruling.

3. Zinsky has no intention of resurrecting her claims in the arbitration proceedings, nor in the matter before this Court. Zinsky merely seeks to prevent AIL from obtaining that which it could not obtain at arbitration, and to transform the resolution before the arbitrators into an altogether different relief, with potentially different meaning and effect.

WHEREFORE, Plaintiff respectfully requests this Honorable Court Grant Plaintiff the ability to file a sur-reply.

Respectfully Submitted,

/s/ John R. Kane
John R. Kane, Esquire

CERTIFICATE OF SERVICE

I, John R. Kane, Esquire, hereby certify that a true and correct copy of Plaintiff's Motion to File Sur-reply to Defendant AIL's Motion to Confirm Arbitration Award was electronically served upon counsel of record on this 26th day of March 2024 via email, addressed as follows:

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Respectfully Submitted,

SAVINIS, KANE, & GALLUCCI, LLC

/s/ John R. Kane
John R. Kane, Esquire